

Image  
HEWLETT-PACKARD COMPANY  
Intellectual Property Administration  
P. O. Box 272400  
Fort Collins, Colorado 80527-2400

RCE/2822  
PATENT APPLICATION

ATTORNEY DOCKET NO. 10004242 -1



IN THE  
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Henry K. Birecki et al

Confirmation No.: 4533

Application No.: 10/042927

Examiner: Rose, Kiesha L

Filing Date: Jan 09, 2002

Group Art Unit: 2822

Title: IMPROVED ELECTRON EMITTER DEVICE FOR DATA STORAGE APPLICATIONS AND  
METHOD OF MANUFACTURE

Mail Stop RCE  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

REQUEST FOR CONTINUED EXAMINATION (RCE) 37 CFR 1.114

Subsection (b) of 35 U.S.C. 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.  
See The American Inventors Protection Act of 1999 (AIPA).

Sir:

This is a Request for Continued Examination (RCE) under CFR 1.114 of the above-identified application.

**NOTE:** 37 CFR 1.114 is effective on May 20, 2000. If the above- application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under CFR 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

Submission under 37 CFR 1.114

(X) Previously submitted:

(X) Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on Feb 17, 2004.  
(Any unentered amendment(s) referred to above will be entered).

( ) Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_.  
( ) Other \_\_\_\_\_.

( ) Enclosed:

( ) Amendment/Reply  
( ) Affidavit(s)/Declarations(s)  
( ) Information Disclosure Statement (IDS)  
( ) Other \_\_\_\_\_.

Miscellaneous

( ) Suspension of action is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months.  
The fee for this Suspension is (37 CFR 1.17(ii)) \$130.00

( ) Other \_\_\_\_\_.

04/20/2004 JBALINAN 00000133 082025 10042927

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**CONTINUED EXAMINATION TRANSMITTAL  
(RCE) (37 CFR 1.114) (continued)**

ATTORNEY DOCKET NO. 10004242 -1

(X) RCE filing fee \$770.00

(X) A Petition for Extension of Time

(X)	one month	\$110.00
( )	two months	\$420.00
( )	three months	\$950.00
( )	four months	\$1480.00

Please charge to Deposit Account **08-2025** the sum of \$880.00. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account **08-2025** pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account **08-2025** under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees.

(X) A duplicate copy of this transmittal letter is enclosed.

(X) I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450. Date of Deposit: April 17, 2004

OR

( ) I hereby certify that this paper is being transmitted to the Patent and Trademark Office facsimile number \_\_\_\_\_ on \_\_\_\_\_

Number of pages:

Typed Name: Alba P Escobar

Signature: 

Respectfully submitted,

**Henry K. Birecki et al**

By 

**Brian R. Short**

Attorney/Agent for Applicant(s)  
Reg. No. **41,309**

Date: **April 13, 2004**

Telephone No.: **650.236.4890**